GOVERNMENT OF INDIA
HEALTH AND FAMILY WELFARE
LOK SABHA

UNSTARRED QUESTION NO:5656
ANSWERED ON:07.04.2017
Smoking in Prohibited/ Public Places
Misra Shri Pinaki

Will the Minister of HEALTH AND FAMILY WELFARE be pleased to state:

Will the Minister of HEALTH AND FAMILY WELFARE be pleased to state:

(a) whether it is a fact that the consumption of tobacco, tobacco products and smoking has been banned in public places but is not being implemented effectively;

(b) if so, the details and the reasons therefor;

(c) the number of people fined for smoking in prohibited/ public places during the last three years and the current year, State/UT-wise;

(d) whether the Government proposes to create a special force for monitoring such violations under the Swachh/Swasth Bharat Mission in order to enhance the general health of the public; and

(e) if so, the details thereof?

Answer

ANSWER
THE MINISTER OF STATE IN THE MINISTRY OF HEALTH AND
FAMILY WELFARE
(SMT. ANUPRIYA PATEL)

(a) & (b): As per Section-4 of the Cigarettes and Other Tobacco Products (Prohibition of Advertisement and Regulation of Trade and Commerce, Production, Supply and Distribution) Act, 2003 (COTPA, 2003), "No person shall smoke in any public place, provided that in a hotel having thirty rooms or a restaurant having seating capacity of thirty persons or more and in the airports, a separate provision for smoking area or space may be made".
The reports received periodically from States/Union Territories (since the onus of enforcing various provisions of the COTPA, 2003 & Rules made thereunder, primarily lies with them) suggest that the same is being implemented effectively.

(c): As per the information received from the States/Union Territories, number of violation/people fined under the COTPA, 2003 during April, 2013 to March, 2017 is 12,74,638. The State/UT-wise list is enclosed at Annexure.

(d) & (e): No such proposal is under the consideration of this Ministry.